

Fasken Martineau DuMoulin LLP
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Date: July 17, 2007

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Mohammad M. Ali	USPTO, Alexandria, VA	1 571 272 4808	1 571 273 8300
Mail Stop Amendment	USPTO, Alexandria, VA		1 571 273 8300

FROM	Telephone	Facsimile
Doran J. Ingalls dingalls@van.fasken.com	604 631 4743	604 632 4743

Pages (including cover): 15

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PTO/SB/21 (04-07)

Approved for use through 08/30/2007. OMB 0851-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 10/516,748

Filing Date 12/08/2004

First Named Inventor RUTHEY, Jonathan G.

Art Unit 3744

Examiner Name ALI, Mohammad M.

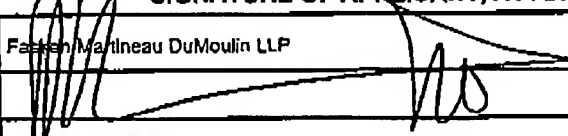
Attorney Docket Number 268438.00009

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<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Statement
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	Credit Card Payment Form
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

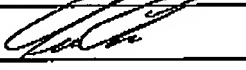
Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Fadden Martineau DuMoulin LLP		
Signature			
Printed name	Daniel R. Polonenko		
Date	July 17, 2007	Reg. No.	59,094

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Anna Chow	Date	July 17, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (07-07)

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**
For FY 2007**Complete if Known**

Application Number	10/516,746
Filing Date	12/06/2004
First Named Inventor	RITCHEY, Jonathan G.
Examiner Name	ALI, Mohammad M.
Art Unit	3744
Attorney Docket No.	266438.00009

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☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 180.00

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☐ Deposit Account Deposit Account Number: _____ Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues) _____

Each independent claim over 3 (including Reissues) _____

Multiple dependent claims _____

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 20 or HP = _____	x	_____	=	_____
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HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 3 or HP = _____	x	_____	=	_____
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HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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- 100 = _____	/ 50 = _____	(round up to a whole number) x	_____	=	_____
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4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Submission of IDS _____

Fees Paid (\$)

180.00

SUBMITTED BY

Signature	Registration No. 59,094 (Attorney/Agent)	Telephone 604 631 4743
Name (Print/Type) Daniel R. Polonenko		Date July 17, 2007

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

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Applicant: RITCHEY, Jonathan G.
Serial No.: 10/516,746
Filed: 12/06/2004
Title: DEVICE FOR COLLECTING ATMOSPHERIC
WATER
Art Unit: 3744
Docket No.: 266438.00009

FASKEN MARTINEAU DUMOULIN LLP
Suite 2100, 1075 West Georgia Street
Vancouver, British Columbia
Canada, V6E 3G2

Commissioner for Patents
P.O. Box 1450
Alexandria Virginia
USA, 223313-1450

Dear Sir

STATEMENT UNDER 37.C.F.R. 1.97

Under the provisions of 37 C.F.R. 1.97, the applicant hereby submits the information set out below which the Examiner may consider to be material to the examination of the application.

Further to a conversation with our office on May 8, 2007, we advised the Examiner that we recently took over as agent for this application and that after receiving the Notice of Allowance reviewed the application for accuracy before issuance. We noted that Form 903 shows receipt of the ISR, however, the Office Action dated September 13, 2006 does not cite the enclosed references from the ISR and therefore such references do not appear to have been considered.

In this respect and under the advice of the Examiner, we hereby submit the enclosed IDS.

Respectfully submitted,



Daniel R. Polonenko
Reg. No. 59,094
Tel: 604 631 4743
Fax: 604 631 3232
July 17, 2007

PTO/SB/DBA (04-07)

Approved for use through 08/30/2007. OMB 0691-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

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Application Number	10/516,746
Filing Date	12/06/2004
First Named Inventor	RITCHEY, Jonathan G.
Art Unit	3744
Examiner Name	ALI, Mohammad M.
Attorney Docket Number	266438.00009

Sheet _____ of _____

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ^o
		Country Code ² Number ⁴ Kind Code ³ (if known)				
		DE 197 34 887 A.	03-04-1999	SASKIA/INST	Col 2, line 15-19;	✓
					36-47; claims 1,6,8	
		FR 2 813 087	02-22-2002	BEAUZAMY, Jacques Pierre	pg 1, line 27 - pg 2	✓
					Line 15-19, 36-47;	
					Claims 1-3, 5, 6, 9	
		CH 608 260	12-29-1978	FRICK, Gotthard	Whole document	✓

**Examiner
Signature**

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 801.04. ³ Enter Office that issued the document by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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